

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – A.P. State Housing Corporation Limited - Allegation of corruption of demand and acceptance of bribe against Sri Badri Tarachand, former Executive Engineer (H), A.P. State Housing Corporation Limited, Kakinada (Rural) I/c Kakinada (Urban), East Godavari District - Trapped on 09.11.2010 - Sanction for prosecution - Accorded - Orders - Issued.

HOUSING (VIG.CELL) DEPARTMENT

G.O.Ms.No. 29

dated 7.09.2011

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ORDER:-

Whereas, Sri Badri Tarachand S/o Late Parasayya worked as Executive Engineer (Housing), A.P. State Housing Corporation Limited, Kakinada (Rural), I/c Kakinada (Urban), East Godavari District from 18.07.2008 to 09.11.2010 and by virtue of the post held by him, he falls under the category of Public Servant as defined under section 2(c) of the Prevention of Corruption Act, 1988.

2. And whereas, Sri Rayudu Rama Nagarjuna Rao @ Nagarjuna is an outsourcing Works Inspector (Housing) of Pedapudi Mandal, East Godavari District.

3. And whereas, it is alleged that Sri Rayudu Rama Nagarjuna Rao has been working as Works Inspector (Outsourcing), Housing Corporation, Pedapudi Mandal for the past 3 years. The Villages Sehnapuram and Peddada in which the construction of 2nd & 3rd phases of Indiramma Houses by the Housing Corporation is taking place, are in the territorial limits of Sri Rayudu Rama Nagarjuna Rao. Being the Works Inspector, he looks after the bank accounts, documentation of the beneficiaries and submit the progress to his higher officials. As a part of the above programme, construction of 6 houses each in Sehnapuram and Peddada Villages relating to Women beneficiaries i.e. 1 Vasamsetty Seharatnam 2. Vasamsetty Varalakshmi 3. Reddy Mani 4. Reddy Varalakshmi 5. Bollam Raghavamma 6. Muramalla Lakshmi and 1. Pallapati Karunamma, 2. Pallapati Marthamma, 3. Dokuburra Chittemma 4. Dokuburra Gangamma, 5. Sundarapalle Muthyalamma 6. Masabattula Bhushanam respectively have been commenced and the Assistant Engineer, Sri E.S.N. Murthy also recorded the particulars of the above works in the M-Books and signed in them. Subsequently, the Deputy Executive Engineer, Smt. D. Naga Lakshmi verified the houses of beneficiaries on 28.10.2010, check measured, fed the information in the computer and submitted the same to Sri Badri Tarachand on line. She also handed over the M-Books to Sri R.Rama Nagarjuna Rao and on the same day Sri Rayudu Rama Nagarjuna Rao handed over the same to Sri Badri Tarachand at Kakinada, who having received, verified the information in his computer and informed him that he will submit as and when he receive the list from the Dy Executive Engineer and asked Sri Rama Nagarjuna Rao to meet him on 01.11.2010. Accordingly, When Sri Rayudu Rama Nagarjuna Rao met Sri Badri Tarachand, he stated that he would submit the same as and when he receive the list from the D.E. and asked him to collect Rs.500/- from each beneficiary in toto Rs.6.000/- towards bribe. When Sri Rama Nagarjuna Rao informed the same to the beneficiaries, they felt bad for the same and when Sri Rama Nagarjuna Rao told them to send the amount to Sri Badri Tarachand if they want, they requested Sri Rama Nagarjuna Rao to peruse the same as they have no acquaintance with Sri Badri Tarachand and also 8 beneficiaries among the 12 handed over Rs.500/- each i.e. Rs.4,000/- to Sri Rama Nagarjuna Rao. On 08.11.2010 in the morning hours when Sri Rama Nagarjuna Rao met Sri Badri Tarachand, he stated that he received the list of beneficiaries from the D.E. and asked him to collect bribe amount from the beneficiaries and pay the amount of Rs.6,000/- at his office on the next evening. He also threatened him, failing which, that he would pass adverse remarks against him and get him removed from his job. Having no other option Sri Rama Nagarjuna Rao accepted and when informed the same to the remaining beneficiaries they also paid

Rs.500/- each. As Sri Rama Nagarjuna Rao was not willing to pay the bribe as demanded by Sri Badri Tarachand, he reported the same to the DSP, ACB, Rajahmundry on 08.11.2010, who registered a case in Cr.No.15/RCT-RJY/2010 under section 7 of the Prevention of Corruption Act, 1988 on 09.11.2010 after observing the procedural formalities and made arrangements for laying trap.

4. And whereas, having completed the pre trap proceedings on 09.11.2010, the trap party left to the office of Sri Badri Tarachand, where he was successfully trapped when he further demanded and accepted bribe amount of Rs.6,000/- from Sri Rayudu Rama Nagarjuna Rao. The Sodium Carbonate solution test conducted, on fingers of both the hands of Sri Badri Tarachand yielded positive result. In pursuance of the statement of Sri Badri Tarachand the tainted amount of Rs.6,000/- was recovered from the left side shirt pocket of Sri Badri Tarachand and when compared, the serial numbers of the recovered currency notes were found to tally with those of the serial numbers of the currency notes those were handed over by Sri Rama Nagarjuna Rao during pre trap proceedings. The Sodium Carbonate solution test conducted on the inner linings of the left side shirt pocket of Sri Badri Tarachand also yielded positive result. The DSP seized the resultant solutions, shirt of Sri Badri Tarachand, the tainted amount of Rs.6,000/-, the remaining Sodium Carbonate powder and relevant records.

5. And whereas, the above said acts of Sri Badri Tarachand, formerly Executive Engineer (Housing), A.P. State Housing Corporation Ltd., Kakinada (Rural) I/c Kakinada (Urban), East Godavari District constitute offences punishable under sections 7, 13(1)(d) r/w section 13(2) of the Prevention of Corruption Act, 1988.

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Badri Tarachand, formerly Executive Engineer(Housing), A.P. State Housing Corporation Ltd., Kakinada (Rural) I/c Kakinada (Urban), East Godavari District from service, after fully and carefully examining the material (i.e. FIR, Mediator Namas I & II, Gist of statement of witnesses, copies of made up files, connected documents and explanation offered by Sri Badri Tarachand etc.,) placed before them in respect of the said allegations and having regard to the fact and circumstances of the case, consider that Sri Badri Tarachand, formerly Executive Engineer (Housing), A.P. State Housing Corporation Ltd., Kakinada (Rural) I/c Kakinada (Urban), East Godavari District should be prosecuted in a Court of Law.

7. Now therefore, in exercise of the powers conferred by Clause (b) of sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government hereby accord sanction for the Prosecution of Sri Badri Tarachand, formerly Executive Engineer (Housing), A.P. State Housing Corporation Ltd., Kakinada (Rural) I/c Kakinada (Urban), East Godavari District for the above said offences punishable under sections 7 & 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Director General,
Anti Corruption Bureau
Hyderabad

// FORWARDED :: BY ORDER //

SECTION OFFICER